

January 19, 2011

TO: Members of the MAG Regional Council

FROM: Mayor Tom Schoaf, Litchfield Park, Chair

SUBJECT: **TELEPHONE CONFERENCE/VIDEOCONFERENCE CALL MEETING NOTIFICATION  
AND TRANSMITTAL OF TENTATIVE AGENDA**

Meeting - 5:00 p.m.  
Wednesday, January 26, 2011  
MAG Office, Suite 200 - Saguaro Room  
302 North 1<sup>st</sup> Avenue, Phoenix

A telephone conference/videoconference call meeting of the MAG Regional Council will be held at the MAG offices at the time and place noted above. Members of the Regional Council may attend either in person, by videoconference or by telephone conference call. Members who wish to remove any items from the Consent Agenda are requested to contact the MAG office. Supporting information is enclosed for your review.

For those attending the meeting at the MAG office, please park in the garage underneath the building. Bring your ticket to the meeting, parking will be validated. For those using transit, the Regional Public Transportation Authority will provide transit tickets for your trip. For those using bicycles, please lock your bicycle in the bike rack in the garage.

Pursuant to Title II of the Americans with Disabilities Act (ADA), MAG does not discriminate on the basis of disability in admissions to or participation in its public meetings. Persons with a disability may request a reasonable accommodation, such as a sign language interpreter, by contacting the MAG office. Requests should be made as early as possible to allow time to arrange the accommodation.

If you have any questions, please call the MAG office.

c: MAG Management Committee

**MAG REGIONAL COUNCIL  
TENTATIVE AGENDA  
January 26, 2011**

**COMMITTEE ACTION REQUESTED**

1. <u>Call to Order</u>	
2. <u>Call to the Audience</u>  An opportunity will be provided to members of the public to address the Regional Council on items not scheduled on the agenda that fall under the jurisdiction of MAG, or on items on the agenda for discussion but not for action. Citizens will be requested not to exceed a three minute time period for their comments. A total of 15 minutes will be provided for the Call to the Audience agenda item, unless the Regional Council requests an exception to this limit. Please note that those wishing to comment on agenda items posted for action will be provided the opportunity at the time the item is heard.	2. Information.
3. <u>Executive Director's Report</u>  The MAG Executive Director will provide a report to the Regional Council on activities of general interest.	3. Information and discussion.
4. <u>Approval of Consent Agenda</u>  Council members may request that an item be removed from the consent agenda. Prior to action on the consent agenda, members of the audience will be provided an opportunity to comment on consent items. Consent items are marked with an asterisk (*).	4. Approval of the Consent Agenda.

**ITEMS PROPOSED FOR CONSENT\***

**MINUTES**

*4A. <u>Approval of the December 8, 2010, Meeting Minutes</u>	4A. Review and approval of the December 8, 2010, meeting minutes.
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## TRANSPORTATION ITEMS

**\*4B. Loop 303/Northern Parkway Interim Connection**

The Northern Parkway project is part of the Proposition 400 Arterial Life Cycle Program and is a joint project with Maricopa County, Glendale, Peoria, and El Mirage. The connection of Northern Parkway with Loop 303 (L303) is important to provide a seamless connection between the two facilities. The common practice is that the costs of the connection are included in budget for the facility that is connecting to the mainline of the freeway facility. Due to the lack of adequate funding for the ultimate design for the Northern Parkway/L303 interchange, an interim design has been developed that provides a reasonable, seamless connection between the two facilities. The estimated cost to construct the interim connection is \$2.5 million. In order to construct the connection in a cost effective way, the project will be included in the construction package for L303 that will be advertised in 2011. Due to the recent favorable construction bid experience, the Northern Parkway team has asked that the cost of the interim connection be covered under the L303 budget as long as the construction bids are lower than the program estimates. On January 12, 2011, the MAG Management Committee recommended that the Northern Parkway/L303 interim connection be included in the L303 construction budget at a cost of \$2.5 million. Please refer to the enclosed material.

**\*4C. Ratification of Geographic Representative for the Transportation Policy Committee**

The composition of the Transportation Policy Committee (TPC), established by the Regional Council on April 24, 2002, includes three members selected from areas that need to be represented to achieve geographic balance, with the members selected from and by the under represented geographic area and ratified by the Regional Council. Interstate 17 is used as a boundary in determining geographic balance. The mayoral term of office of Mayor James

4B. Approve that the Northern Parkway/L303 interim connection be included in the L303 construction budget at a cost of \$2.5 million.

4C. Ratification of the appointment of Vice Mayor Joe Pizzillo, City of Goodyear, to fill the unexpired portion of the geographic balance seat, two-year term (June 2012), on the Transportation Policy Committee.

Cavanaugh of Goodyear, one of the geographic balance members, ended in November 2010. To fill the unexpired portion of the two-year term (June 2012), a letter of support for Vice Mayor Joe Pizzillo, City of Goodyear, has been received. Please refer to the enclosed material.

#### AIR QUALITY ITEMS

\*4D. Status of Remaining MAG Approved PM-10 Certified Street Sweeper Projects That Have Not Requested Reimbursement

A status report is being provided on the remaining PM-10 certified street sweeper projects that have received approval, but have not requested reimbursement. To assist MAG in reducing the amount of obligated federal funds carried forward in the MAG Unified Planning Work Program and Annual Budget, MAG is requesting that street sweepers be purchased and reimbursement be requested by the agency within one year plus ten calendar days from the date of the MAG authorization letter. Please refer to the enclosed material.

\*4E. Recommendation of Prioritized List of Proposed PM-10 Certified Street Sweeper Projects for FY 2011 CMAQ Funding

The FY 2011 MAG Unified Planning Work Program and Annual Budget and the FY 2011-2015 MAG Transportation Improvement Program contain \$900,000 in FY 2011 Congestion Mitigation and Air Quality Improvement (CMAQ) funding to encourage the purchase and utilization of PM-10 Certified Street Sweepers. An additional \$367,855 in CMAQ is available from sweeper projects that have been requested to be deleted and from savings on sweepers that have cost less than anticipated, for a total amount of \$1,267,855. All of the seven sweeper projects for FY 2011 may be funded with the \$1,267,855 in available CMAQ. On November 30, 2010, the MAG Air Quality Technical Advisory Committee (AQTAC) recommended a prioritized list of proposed PM-10 Certified Street Sweeper Projects for FY

4D. Information and discussion.

4E. Approval of a prioritized list of proposed PM-10 Certified Street Sweeper Projects for FY 2011 CMAQ funding.

2011 CMAQ funding. Prior to the AQTAC recommendation, the MAG Street Committee reviewed the proposed street sweeper applications on October 12, 2010, in accordance with the MAG Federal Fund Programming Principles. On January 12, 2011, the MAG Management Committee recommended approval of the prioritized list. Please refer to the enclosed material.

### GENERAL ITEMS

- \*4F. Status Update on the June 30, 2010 Single Audit and Management Letter Comments, MAG's Comprehensive Annual Financial Report and OMB Circular A-133 Reports (i.e., "Single Audit") for the Fiscal Year Ended June 30, 2010

The accounting firm of LarsonAllen, LLP has completed the audit of MAG's Comprehensive Annual Financial Report (CAFR) and Single Audit for the fiscal year ended June 30, 2010. An unqualified audit opinion was issued on November 22, 2010 on the financial statements of governmental activities, the aggregate discretely presented component units, each major fund and the aggregate remaining fund information. The independent auditors' report on compliance with the requirements applicable to major federal award programs, expressed an unqualified opinion on the Single Audit. The Single Audit report indicated there were no reportable conditions in MAG's internal control over financial reporting considered to be material weaknesses, no instances of noncompliance considered to be material and no questioned costs. The Single Audit report had no new or repeat findings. The CAFR financial statements and related footnotes were prepared in accordance with the Government Finance Officers Association's (GFOA) standards for the Certificate of Achievement for Excellence in Financial Reporting awards program. Management intends to submit the June 30, 2010 CAFR to the GFOA awards program for review. If awarded the certificate for the June 30, 2010 CAFR, this would be the agency's 13th consecutive award. The audit opinion was recommended for acceptance by the

- 4F. Acceptance of the audit opinion issued on the MAG Comprehensive Annual Financial Report and Single Audit Report for the year ended June 30, 2010.

MAG Management Committee on January 12, 2011, and by the Executive Committee on January 18, 2011. Please refer to the enclosed material.

\*4G. Sun Corridor Consortium Update

In August 2010, MAG submitted an application for the Sustainable Communities Regional Planning Grant Program on behalf of the Sun Corridor Consortium. The purpose of the program is to better coordinate planning for transportation, housing, and economic development. In September 2010, an update was provided about the projects proposed in the application. In October 2010, the U.S. Department of Housing and Urban Development (HUD) released the list of awardees, which did not include the Sun Corridor Consortium. In November 2010, HUD provided feedback on the Consortium's application. A stakeholders group is scheduled for January 2011 to review the feedback and to plan next steps to enhance the sustainability of the region. The enclosed material also was provided to the Management Committee on January 12, 2011, and the Executive Committee on January 19, 2011.

\*4H. Ratification of the Annual Performance Review and Compensation Benefits of the MAG Executive Director

In January 2003, the Regional Council approved an agreement to hire the current Executive Director. As part of this agreement, it was provided that the Executive Director would receive an annual performance review conducted by the Executive Committee. On November 19, 2010, an evaluation survey was sent to members of the Regional Council to receive their input on the review. A survey was also sent to the members of the Executive Committee. On January 18, 2011, the Executive Committee reviewed the comments from the Regional Council, discussed the performance of the Executive Director, and took action to continue the current compensation/benefits of the Executive Director and conduct another

4G. Information and discussion.

4H. Ratification of the action of the Executive Committee to continue the current compensation/benefits of the MAG Executive Director and conduct another evaluation in six months.

evaluation in six months. The action of the Executive Committee is being presented to the Regional Council for ratification.

\*4I. Discussion of the Development of the FY 2012 MAG Unified Planning Work Program and Annual Budget

Each year, the Unified Planning Work Program and Annual Budget is developed in conjunction with member agency and public input. The Work Program is reviewed each year by the federal agencies in the spring and approved by the Regional Council in May. This overview of MAG's draft Dues and Assessments and the proposed budget production timeline provides an opportunity for early input into the development of the Work Program and Budget. This item was on the agendas of the January 12, 2011, Management Committee and the January 18, 2011, Executive Committee for information and input. Please refer to the enclosed material.

4I. Information and input on the development of the fiscal year (FY) 2011 MAG Unified Planning Work Program and Annual Budget.

### ITEMS PROPOSED TO BE HEARD

#### AIR QUALITY ITEMS

5. Air Quality Report

On September 9, 2010, the Environmental Protection Agency (EPA) published a notice to propose partial approval and disapproval of the MAG 2007 Five Percent Plan for PM-10 based on the timetable in the consent decree with the Arizona Center for Law in the Public Interest. If EPA finalizes the partial disapproval on January 28, 2011, a conformity freeze on the MAG Transportation Improvement Program (TIP) and Regional Transportation Plan would occur in approximately thirty days; only projects in the first four years could proceed. If the problem is not corrected within eighteen months, tighter controls on major industries would be imposed. If the problem is still not corrected within twenty-four months of the disapproval, the loss of federal highway funds (\$1.7 billion) and a federal implementation plan would be imposed. Conformity would also lapse, which would place

5. Information and discussion.

the \$7.4 billion TIP at risk. The MAG staff has been working with the EPA, Arizona Department of Environmental Quality, and Maricopa County Air Quality Department on the plan approvability issues. It is anticipated that the status of the plan will be discussed with the MAG Regional Council Executive Committee on January 18, 2011. An update will be provided on recent activities related to the MAG 2007 Five Percent Plan for PM-10.

### GENERAL ITEMS

6. Request for Future Agenda Items

Topics or issues of interest that the Regional Council would like to have considered for discussion at a future meeting will be requested.

7. Comments from the Council

An opportunity will be provided for Regional Council members to present a brief summary of current events. The Regional Council is not allowed to propose, discuss, deliberate or take action at the meeting on any matter in the summary, unless the specific matter is properly noticed for legal action.

Adjournment

6. Information and discussion.

7. Information.